IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE THIRTY FIRST DAY OF AUGUST
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE A.GOPAL REDDY

WRIT PETITION NO : 14734 of 2004

Between:

Golla Prabhakar, S/o Narasimhulu,
R/o Gandlaparthy Village, Rapthadu Mandal,

Ananthapur District.

..... PETITIONER

AND

1. The District Collector,

Ananthapur, Ananthapur District.
2. The Mandal Revenue Officer,

Rapthadu Mandal, Ananthapur District.

....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ, order, more particularly one in the nature of Mandamus or any other appropriate writ declaring the action of the Respondents in seeking to evict the petitioner from the land to an extent of acres 2.66 cents in Survey No.169.7 of Gandlaparthy Village, Rapthadu mandal, Ananthapur District without following the due process of law as illegal, arbitrary and without jurisdiction and consequentially to pass appropriate order.

Counsel for the Petitioner: MR.K.ANANDA RAO

Counsel for the Respondents: GP FOR REVENUE

The Court made the following:

ORAL ORDER:

The writ petition is filed on mere apprehension that the respondents without following due process of law may likely to evict the petitioner from the land in an extent of Ac.2-66 cents in S.No.169 of Gandlaparthy village, Rapthadu Mandal, Anantapur District.

Learned Government Pleader for Revenue, on instructions, submits that petitioner is claiming possession under bogus patta, for which show cause notice dated 21-8-2004 was issued, which was served on the petitioner on 26-8-2004, to which the petitioner, so far has not submitted any explanation.

In view of the same, the petitioner can offer his explanation to the show cause notice within two weeks from to-day and on filing such explanation, the respondents shall pass appropriate orders and if necessary, after following due procedure can evict the petitioner from the petition schedule property.

The writ petition is accordingly disposed of. No order as to costs.

_____ A.GOPAL REDDY,J

Dt.31-8-2004

Lsk/kmr

To

1. The District Collector,

Ananthapur, Ananthapur District.
2. The Mandal Revenue Officer,

Rapthadu Mandal, Ananthapur District.

3. Two C.Cs. to Government Pleader for Revenue,

High Court Buildings, Hyderabad (OUT)

4. Two C.D. copies.